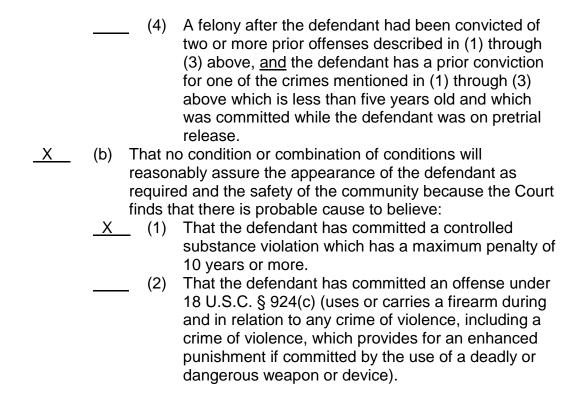
## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	
Plaintiff,	8:16CR358
vs. JAMES HOLBERT,	DETENTION ORDER PENDING TRIAL
Defendant.	
A. Order For Detention  After conducting a detention hearing pursuant to 18 U.S.C. § 3142(f) of the Bail Reform Act, the Court orders the above-named defendant detained pursuant to 18 U.S.C. § 3142(e) and (I).	
B. Statement Of Reasons For The Detention  The Court orders the defendant's detention because it finds:  X By a preponderance of the evidence that no condition or combination of conditions will reasonably assure the appearance of the defendant as required.  X By clear and convincing evidence that no condition or combination of conditions will reasonably assure the safety of any other person or the community.	
C. Finding Of Fact  The Court's findings are based on the evidence which was presented in court and that which was contained in the Pretrial Services Report, and includes the following:  X (1) Nature and circumstances of the offense charged:  X (a) The crime: (Count I) Conspiracy to Possession with Intent to Distribute Methamphetamine is a serious crime and carries a maximum penalty of Life imprisonment, and (Count II)  Possession with Intent to Distribute Methamphetamine is a serious crime and carries a maximum penalty of 20 years imprisonment.  (b) The offense is a crime of violence.  X (c) The offense involves a narcotic drug.  (d) The offense involves a large amount of controlled substances, to wit:	
<ul> <li>(2) The weight of the evidence against the defendant is high.</li> <li>X (3) The history and characteristics of the defendant including:         <ul> <li>(a) General Factors:</li> </ul> </li> </ul>	



## D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED this 6<sup>th</sup> day of January, 2017.

BY THE COURT:

s/ F.A. Gossett, III United States Magistrate Judge